

EXHIBIT C

Bill



230 Park Avenue
New York, NY 10169
otterbourg.com
212 661 9100

Melanie L. Cyganowski
Member of the Firm
mcyganowski@otterbourg.com
212 905 3677

September 29, 2014

Gary Herbst, Esq.
LAMONICA HERBST & MANISCALCO, LLP
3305 Jerusalem Avenue, Suite 201
Wantagh, NY 11792

Marc Pergament, Esq.
WEINBERG, GROSS & PERGAMENT LLP
400 Garden City Plaza, Suite 403
Garden City, New York 11530

Mark Friedman, Esq.
THE LAW OFFICES OF MARK J. FRIEDMAN P.C.
66 Split Rock Road
Syosset, New York 11791

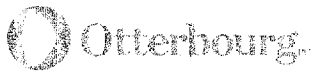
Re: In re Exeter Holding, Ltd., Case No. 1-77954 (AST), Bankr. E.D.N.Y.; Official Committee of Unsecured Creditors of Exeter Holding, Ltd. v. Linda Haltman, et al., Case. No. 13-cv-05475 – JS-AKT, E.D.N.Y.

Dear Gentlemen:

In accordance with our engagement letter dated May 1, 2014 (the "Engagement Letter"), enclosed is my bill for legal services as a neutral party to assist in resolving certain claims by and between (i) the plan administrator for the confirmed plan of Exeter Holding, Ltd. (the "Plan Administrator"), (ii) defendants Arnold Frank, Sondra Frank and the Arnold and Sondra Frank Irrevocable Trust (together, the "Arnold and Sondra Defendants"), and (iii) all other defendants (other than Larry Frank) (together, the "Remaining Defendants") in the above-referenced adversary proceeding.

Pursuant to the Engagement Letter and at the request of the parties to use my discretion in apportioning fees, I believe that it is appropriate that the fees and costs be divided equally in three (3) parts. While there are many points in common among the defendants, their interests and arguments were sufficiently diverse that they were treated as separate parties in the mediation.

The enclosed bill for the period from the beginning of the engagement through August 31, 2014 (the last fee entry was recorded in June; I did not bill for services rendered subsequent



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to our in-person mediation sessions) reflects fees and expenses totaling \$53,541.69, which includes \$51,958.00 in fees and \$1,583.69 in expenses. Recognizing the current circumstances of the parties and the estate, and, notwithstanding the parties' agreement to pay our firm's fees in full, we have voluntarily reduced the amount of the fees by 10%. We hope and trust that each party will promptly pay its share of the bill.

Based on an apportionment of the bill in three parts, this results in the Plan Administrator, the Sondra and Arnold Defendants, and the Remaining Defendants each being responsible for \$16,115.30, as reflected on the cover sheet of the attached invoice. We reserve the right to seek to collect the full amount of each party's share of the bill if not paid promptly.

We would appreciate payment by check or wire transfer to the Firm's account. For your convenience, the Firm's wire instructions are as follows:

Bank Name: WELLS FARGO BANK
NEW YORK, NY

Account Name: OTTERBOURG STEINDLER HOUSTON & ROSEN PC

Account Address: 230 PARK AVENUE
NEW YORK NY 10169

Account Number: [REDACTED]

Routing (incoming wires only): 121000248
Routing (ACH's and direct deposits) 026012881

Swift Code: WFBIUS6S

Please do not hesitate to contact me if you have any questions.

Sincerely yours,


Melanie L. Cyganowski

Enclosures

OTTERBOURG P.C.
230 PARK AVENUE
NEW YORK, NY 10169-0075

Gary Herbst, Esq.
LAMONICA HERBST & MANISCALCO, LLP
3305 Jerusalem Avenue, Suite 201
Wantagh, NY 11792

September 17, 2014
BILL NO. 175827
17173.0901

Marc Weingard, Esq.
WEINBERG, GROSS & PERGAMENT LLP
400 Garden City Plaza, Suite 403
Garden City, New York 11530

Mark Friedman, Esq.
THE LAW OFFICES OF MARK J. FRIEDMAN P.C.
66 Split Rock Road
Syosset, New York 11791

MATTER: LINDA HALTMAN, ET AL.

LEGAL SERVICES (NEW CHARGES ONLY) THRU 08/31/2014	51,958.00
LESS 10% DISCOUNT (SUBJECT TO TIMELY PAYMENT)	(5,195.80)
DISBURSEMENTS THRU 08/31/2014	1,583.69
CURRENT TOTAL	\$ 48,345.89

Plan Administrator Share (1/3)	16,115.30
Arnold and Sondra Defendants Share (1/3)	16,115.30
Remaining Defendants Share (1/3)	16,115.29
TOTAL	\$ 48,345.89

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3305 JERUSALEM AVENUE - STE 201
WANTAGH, NY 11792
MARC WEINGARD, ESQ
WEINBERG, GROSS & PERGAMENT LLP
400 GARDEN CITY PLAZA -STE. 403
GARDEN CITY, NY 11530
ATTN: GARY HERBST, ESQ.
LAMONICA HERBST & MANISCALCO, LLP

SEPTEMBER 17, 2014
BILL NO. 175827
17173.0901

MATTER: LINDA HALTMAN, ET AL

LEGAL SERVICES (NEW CHARGES ONLY) THRU	08/31/2014	51,958.00
DISBURSEMENTS THRU	08/31/2014	1,583.69
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MEDIATION: EXETER HOLDING, LTD.
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SEPTEMBER 17, 2014
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FOR LEGAL SERVICES RENDERED

<u>DESCRIPTION</u>	<u>DATE ATTORNEY</u>	<u>HOURS</u>	<u>AMOUNT</u>
Examine Documents Docket in Exeter Case re: Defendants and Status	04/24/14 JSF	.60	387.00
Examine Documents Calendar and Correspondence re: Scheduling of Mediation and Mediation Statements	05/16/14 JSF	.40	258.00
Examine Documents Preliminary Review of Plaintiff's and LMBK Defendants' Mediation Statements	05/19/14 JSF	1.70	1,096.50
Examine Documents Complaint in Haltman Proceeding re: Causes of Action	05/19/14 JSF	.40	258.00
Examine Documents Review of Complaint re: Allegations	05/20/14 JSF	1.20	774.00
Examine Documents Plaintiff's Mediation Statement and Exhibits	05/20/14 JSF	2.50	1,612.50
Examine Documents LMBK Defendants' Mediation Statement	05/20/14 JSF	2.10	1,354.50
Memo Summary of Complaint and Mediation Statements for Mediator	05/20/14 JSF	2.60	1,677.00
Correspondence E-Mails re: Scheduling of Pre-Mediation Calls	05/20/14 JSF	.20	129.00

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MEDIATION: EXETER HOLDING, LTD.
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SEPTEMBER 17, 2014
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<u>DESCRIPTION</u>	<u>DATE ATTORNEY</u>	<u>HOURS</u>	<u>AMOUNT</u>
Telephone Call(s) Call with M. Friedman re: Defendants' Mediation Statement	05/20/14 JSF	.20	129.00
Preparation for Conference Reviewed mediation statements in preparation for mediation	05/20/14 MLC	1.10	984.50
Examine Documents Mediation Statement of Arnold and Sondra Frank	05/21/14 JSF	.70	451.50
Telephone Call(s) Pre-Mediation Conference Call with Plaintiff and Counsel	05/21/14 JSF	1.00	645.00
Examine Documents Exhibits to Plaintiff's Mediation Statement	05/21/14 JSF	1.40	903.00
Examine Documents Prepare for Pre-Mediation Call with Plaintiff - Review of Mediation Statement	05/21/14 JSF	.30	193.50
Conference call(s) Conference call with counsel for plaintiff Plan Administrator in preparation for mediation	05/21/14 MLC	1.10	984.50
Preparation for Conference Reviewed mediation statements in preparation for mediation	05/21/14 MLC	1.30	1,163.50
Telephone Call(s) Conference Call with Defendants' Counsel	05/22/14 JSF	1.00	645.00

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<u>DESCRIPTION</u>	<u>DATE ATTORNEY</u>	<u>HOURS</u>	<u>AMOUNT</u>
Examine Documents Financial Information Provided by Defendants	05/22/14 JSF	1.30	838.50
Examine Documents Plaintiff's Exhibits to Mediation Statement	05/22/14 JSF	2.60	1,677.00
Correspondence Parties - Schedule of Mediation	05/22/14 JSF	.10	64.50
Examine Documents Prepare for Call with Defendants - Defendants' Mediation Statements	05/22/14 JSF	.80	516.00
Memo Summary of Mediation Positions	05/22/14 JSF	.80	516.00
Conference call(s) Pre-mediation conference call with defendants' counsel	05/22/14 MLC	.80	716.00
Examine Documents Plaintiff's Reply to Defendants' Mediation Statement	05/23/14 JSF	1.60	1,032.00
Examine Documents Plaintiff's Binder of Exhibits	05/23/14 JSF	1.80	1,161.00
Memo Update Mediation Summary	05/24/14 JSF	2.50	1,612.50
Examine Documents Review and Mark Exhibits	05/24/14 JSF	1.80	1,161.00

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SEPTEMBER 17, 2014
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<u>DESCRIPTION</u>	<u>DATE ATTORNEY</u>	<u>HOURS</u>	<u>AMOUNT</u>
Examine Documents Review and Organization of Exhibits in Preparation for Mediation	05/25/14 JSF	2.70	1,741.50
Examine Documents Memo re: Summary of Mediation Statements and Positions	05/25/14 JSF	1.20	774.00
Examine Documents Defendants' Financial Information	05/25/14 JSF	.30	193.50
Preparation for Conference Reviewed mediation statements in preparation for mediation statements	05/25/14 MLC	3.00	2,685.00
Examine Documents Prepare for Mediation - Continue to Review and Organize Exhibits	05/26/14 JSF	1.40	903.00
Memo Outline of Issues for Mediation	05/26/14 JSF	2.10	1,354.50
Examine Documents Review and Organize Documents for Use in Mediation	05/26/14 JSF	.70	451.50
Preparation for Conference Reviewed mediation statements in preparation for mediation	05/26/14 MLC	2.50	2,237.50
Conference(s) in Office Mediation Session with Plaintiff and Defendants	05/27/14 JSF	5.20	3,354.00

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<u>DESCRIPTION</u>	<u>DATE ATTORNEY</u>	<u>HOURS</u>	<u>AMOUNT</u>
Examine Documents	05/27/14	.50	322.50
Prepare for Mediation Session - Review of Notes and Materials	JSF		
Conference(s) In Office	05/27/14	7.00	6,265.00
Mediation conference at Otterbourg with the parties and their counsel	MLC		
Conference Out of Office	06/10/14	5.50	4,922.50
Mediation session at LaMonica Herbst & Maniscalco with counsel for the Plan Administrator and the Haltmans	MLC		
Conference call(s)	06/20/14	.40	358.00
Conference call with Gary Herbst, his counsel, Mark Friedman and Marc Weingard re status of mediation discussions	MLC		
Telephone Call(s)	06/20/14	.50	447.50
Follow up call with Marc Weingard re mediation	MLC		
Conference call(s)	06/23/14	.60	537.00
Conference call with Marc Pergament and Marc Weingard concerning settlement discussions	MLC		
Telephone Call(s)	06/23/14	.30	268.50
Follow up telcon with Marc Pergament concerning settlement proposal	MLC		
Conference call(s)	06/23/14	.60	537.00
Conference call with Mark Friedman, M/M Frank and Marc Pergament concerning settlement proposals	MLC		

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<u>DESCRIPTION</u>	<u>DATE ATTORNEY</u>	<u>HOURS</u>	<u>AMOUNT</u>
Correspondence Email to David Blansky concerning settlement proposals	06/23/14 MLC	.20	179.00
Conference call(s) Conference call with counsel for the plan administration concerning mediation proposal	06/24/14 MLC	.70	626.50
Conference call(s) Conference call with counsel for the defendants	06/24/14 MLC	.30	268.50
Examine Documents Review of Document Binders for Return to Counsel	06/25/14 JSF	.30	193.50
Correspondence M. Weingard - Document Binders	06/25/14 JSF	.20	129.00
Correspondence Correspondence with counsel for Haltmans concerning status of mediation and related issues	06/25/14 MLC	.30	268.50
	TOTAL FOR SERVICES		51,958.00

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SEPTEMBER 17, 2014
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DISBURSEMENTS FOR YOUR ACCOUNT

Laser Copies	78.00
Conference Call(s)	102.31
Document Retrieval	16.00
Meals, Chargeable (Dinner/Lunch)	22.36
Air Freight	56.61
Food Service - Conference	352.56
Photocopies	955.85

TOTAL DISBURSEMENTS	1,583.69
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TOTAL THIS STATEMENT	53,541.69
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R E M I T T A N C E P A G E

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